



**HUMAN GENOME SCIENCES
LEGAL DEPARTMENT**

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**TO: Office of Pre-Grant Publications
United States Patent & Trademark Office**

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FROM: Melissa J. Pytel (Reg. No. 41,512)

RE: Application of: Kunsch, et al. Attorney Docker No.: PF198D1C1
Application Serial No.: 09/987,755 Filed: November 15, 2001
Publication No.: US 2003/0022312 A1 Published: January 30, 2003
Examiner: Unassigned
Title: Human Hepatoma-Derived
Growth Factor-2

COMMENTS:

Please see the attached Request for Corrected Publication Under 37 C.F.R.
§ 1.221(b) due to Material Office Mistake.

If you experience any difficulty receiving this transmission,
please contact Melissa J. Pytel at (301) 610-5764.

VIA FACSIMILE MARCH 27, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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#5

REQUEST FOR CORRECTED PUBLICATION UNDER 37 C.F.R. § 1.221(b)
DUE TO MATERIAL OFFICE MISTAKE

Box PGPUB
Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants respectfully request a corrected publication of the above-listed application pursuant to 37 C.F.R. § 1.221(b) due to a material mistake made by the Office. In particular, the preamble of Claim 1, as published, reads:

**An isolated polynucleotide comprising a member selected from
the group consisting or:**

In contrast, this part of Claim 1 *should* read:

**An isolated polynucleotide comprising a member selected from
the group consisting of:**

(Underlines added for emphasis).

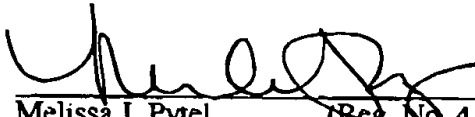
The above mistake is apparent from Office records, as Claim 1 was originally filed with "of" (not "or") in this part of Claim 1. Moreover, the mistake could be material because this error could affect the scope of provisional rights accorded Applicants under 35 U.S.C. § 154(d) based on the instant publication. Additionally, the mistake in the claims could undermine the strength of the publication as a prior art reference, since a U.S. Patent Application Publication must claim the same invention in order to prevent others from submitting an Affidavit or Declaration of Prior Invention under 37 C.F.R. § 1.131.

Accordingly, Applicants respectfully request that a corrected publication of the above-listed application be made pursuant to 37 C.F.R. § 1.221(b).

No fee is believed due for this submission. In the event that a fee is required in connection with this submission, please charge the required fee to Deposit Account No. 08-3425.

Respectfully submitted,

Date: March 27, 2003


Melissa J. Pytel (Reg. No. 41,512)
Attorney for Applicants

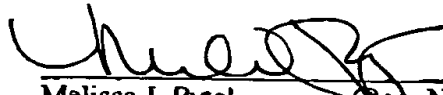
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MMW/MJP/DAS/rmr

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8

1. Fax Cover Sheet
2. Request for Corrected Publication Under 37 C.F.R. § 1.221(b) due to Material Office Mistake
3. Associate Power of Attorney

I hereby certify that the above-listed correspondence is being facsimile transmitted to the United States Patent and Trademark Office on March 27, 2003.



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